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Filing date: **09/10/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91189555
Party	Plaintiff Cell Genesys, Inc.
Correspondence Address	Chelseaa Bush Orrick Herrington & Sutcliffe LLP The Orrick Building, 405 Howard Street San Francisco, CA 94105 UNITED STATES ipprosecutionsf@orrick.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Chelseaa Bush
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Date	09/10/2009
Attachments	CELLGENESIS.PDF (3 pages)(44795 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the Matter of Application Serial No. 77/469080
Published in the *Official Gazette* on October 7, 2008
Trademark: **CELLGENESIS**

Cell Genesys, Inc.,
Opposer,

v.

CellCeuticals Skin Care, Inc.,
Applicant.

OPPOSITION NO. 91189555

MOTION UPON CONSENT TO EXTEND THE INITIAL DISCLOSURES PERIOD AND THE DISCOVERY AND TESTIMONY PERIODS

Cell Genesys, Inc. (“Opposer”), with the consent of Applicant, CellCeuticals Skin Care, Inc. (“Applicant”), hereby moves the Board to extend the initial disclosures period and the discovery and testimony periods in the above-referenced cancellation for an additional sixty (60) days as follows:

Initial Disclosures Due:	November 9, 2009
Expert Disclosures Due:	March 9, 2010
Discovery Period To Close:	April 8, 2010
Plaintiff Pretrial Disclosures:	May 23, 2010
Plaintiff's 30-day Trial Period Ends:	July 7, 2010
Defendant's Pretrial Disclosures:	July 22, 2010
Defendant's 30-day Trial Period Ends:	September 5, 2010
Plaintiff's Rebuttal Disclosures:	September 20, 2010

Plaintiff's 15-day Rebuttal Period Ends: October 20, 2010

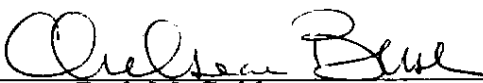
The parties are discussing settlement and additional time is needed to determine if settlement is possible. Counsel for Applicant, Louis Paul, agrees to this extension.

WHEREFORE, the parties respectfully request the Board grant this request for the extensions of time set forth above.

Respectfully submitted,

ORRICK HERRINGTON & SUTCLIFFE LLP

Dated: September 10, 2009


By: 
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing MOTION UPON CONSENT TO EXTEND THE INITIAL DISCLOSURES PERIOD AND THE DISCOVERY AND TESTIMONY PERIODS was served by First Class Mail, on September 10, 2009, on counsel for Applicant at the following address:

Louis C. Paul and Associates, PLLC.
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UNITED STATES

Dated: September 10, 2009

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